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8 Attorneys for Plaintiffs

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11 UNITED STATES DISTRICT COURT  
12  
13 NORTHERN DISTRICT OF CALIFORNIA

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15 BOARD OF TRUSTEES OF THE PLUMBERS ) **No. CV 08 1170 JCS**  
16 AND STEAMFITTERS MANAGED HEALTH CARE )  
17 TRUST FUND; BOARD OF TRUSTEES OF THE ) **NOTICE OF MOTION AND MOTION**  
18 U.A. LOCAL NO. 343 PENSION TRUST ) **FOR DEFAULT JUDGMENT BY**  
19 FUND; BOARD OF TRUSTEES OF THE U.A. ) **COURT**  
20 LOCAL NOS. 343 AND 355 DEFINED )  
21 CONTRIBUTION PLAN; BOARD OF TRUSTEES ) **(F.R.C.P. 55 (b) (2), L.R.**  
22 OF THE U.A. LOCAL NO. 343 JOURNEYMAN ) **230)**  
23 AND APPRENTICE TRAINING TRUST FUND; )  
24 AND BOARD OF TRUSTEES OF THE U.A. ) **Date: July 11, 2008**  
25 LOCAL NO. 343 LABOR-MANAGEMENT ) **Time: 9:00 A.M.**  
26 COOPERATION COMMITTEE TRUST FUND, ) **Place: Courtroom A,**  
27 ) **15th Floor**  
28 )

1 Plaintiffs, )  
2 )  
3 v. )  
4 )  
5 RAMCON COMPANY, INC., A CALIFORNIA )  
6 CORPORATION )  
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9 Defendant. )  
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29 To: Defendant Ramcon Company, Inc., a California corporation:  
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31 PLEASE TAKE NOTICE that on July 11, 2008 at 9:00 a.m., before  
32 Magistrate Judge Joseph C. Spero, in the above Court, Plaintiffs  
33 will move the court to enter default judgment in favor of plain-  
34 tiffs and against the defendant on the ground that default has  
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36 / / /

been entered against defendant for failure to answer or otherwise defend as to the amended complaint of plaintiffs.

The Plaintiffs' points and authorities in support of this motion and accompanying declaration are being filed herewith. Defendant's default was entered on May 13, 2008. The defendant is not in the military service of the United States, as more particularly shown by the Declaration of Lori A. Nord, filed herewith.

The attorneys' fees and costs incurred by plaintiffs, as requested in the judgment, are also described in the Declaration of Lori A. Nord, filed herewith.

Dated: May 30, 2008 McCARTHY, JOHNSON & MILLER  
LAW CORPORATION

By:

LORI A. NORD  
Attorneys for Plaintiffs

DECLARATION OF SERVICE BY MAIL

I am a citizen of the United States and a resident of the State of California. I am over the age of eighteen years and not a party to the within matter. My business address is 595 Market Street, Suite 2200, San Francisco, California 94105.

I am familiar with the practice of McCarthy, Johnson & Miller Law Corporation for collection and processing of correspondence for mailing with the United States Postal Service. It is the practice that correspondence is deposited with the United States Postal Service the same day it is submitted for mailing.

I served the following document(s) by placing a true copy of each such document for collection and mailing, in the course of ordinary business practice, with other correspondence of McCarthy, Johnson & Miller Law Corporation, located at 595 Market Street, Suite 2200, San Francisco, California 94105, on the date set forth below, enclosed in a sealed envelope with postage fully prepaid, addressed in the manner set forth immediately below this declaration.

Document(s) served:

1. NOTICE OF MOTION AND MOTION FOR DEFAULT JUDGMENT BY  
COURT

2. MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF  
MOTION FOR DEFAULT JUDGMENT BY COURT

3. DECLARATION OF LORI A. NORD REGARDING STATEMENT OF  
AMOUNTS OWED, AND AWARD OF ATTORNEYS'S FEES

#### 4. JUDGMENT BY DEFAULT (PROPOSED)

I declare under penalty of perjury that the foregoing is true and correct.

Dated at San Francisco, California, on **May 30, 2008**.

By Phyllis Leewilliams

Ramcon Company, Inc.  
1659-C Industrial Road  
San Carlos CA 94070